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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Moisevenko, *et al.*
Serial No.: 10/791,912
Filed: March 3, 2004
For: *Hot Contact Adapter for
Portable Computing Device*
Examiner: NGUYEN, Khiem M.
Art Unit: 2839
Att'y. Docket: 02EK-109365

**CERTIFICATE OF
MAILING/TRANSMISSION
(37 C.F.R. § 1.8(a))**

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9-30-05
Date Jordan Wilson

RESPONSE TO SECOND RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Second Restriction Requirement mailed by the U.S. Patent and Trademark
Office on September 2, 2005, Applicant elects the species shown in FIGS. 7 – 8 (Group IV).

Applicant objects to the piecemeal imposition of two restriction requirements, and traverses
the Second Restriction Requirement on the ground that even if the Species are considered patentably
distinct, they are similar enough that a search and examination of all of the pending claims can be
made “without serious burden.” Therefore, as set forth in MPEP § 803, “the examiner must examine
[the application] on the merits”

Applicant identifies the following claims as reading on the elected embodiment depicted in FIGS. 7 and 8: Claims 1, 2, 4, 5, 6, 7, 8, 10, 12, 14 and 15.

September 30, 2005

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Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Schnapf', written over a horizontal line.

David Schnapf
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